

09/831373  
JC18 Rec'd PCT/PTO 1 6 MAY 2001

**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

SHULDINER et al.

International Appln. No.: PCT/US99/26019

Filed: Concurrently herewith

Attorney Dkt. No.: 108172-00069

For: GENETIC MARKERS WHICH IDENTIFY INDIVIDUALS WHO IMPROVE THEIR  
DIABETES STATUS WITH EXERCISE

**PRELIMINARY AMENDMENT**

Commissioner for Patents  
Washington, D.C. 20231

May 16, 2001

Sir:

Prior to initial examination of the application, please amend the above-identified  
application as follows:

**IN THE SPECIFICATION:**

Before Line 1, page 1 insert

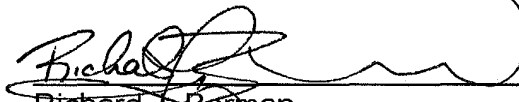
**--CROSS-REFERENCE TO RELATED APPLICATION**

This application is a National Stage entry of International Application No.  
PCT/US99/26019, filed November 23, 1999 which claims domestic priority to  
Application Serial No. 60/109,432, filed November 23, 1998, the entire specification and  
claims of which are incorporated herewith by reference.--

**REMARKS**

In the event this paper is not timely filed, applicants hereby petition for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 01-2300, along with any other additional fees which may be required with respect to this paper.

Respectfully submitted,

  
Richard J. Bernan  
Registration No. 39,107

AREN FOX KINTNER PLOTKIN & KAHN, PLLC  
1050 Connecticut Avenue, N.W.,  
Suite 600  
Washington, D.C. 20036-5339  
Tel: (202) 857-6000  
Fax: (202) 638-4810

RJB/ccd